

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MEMO ENDORSED

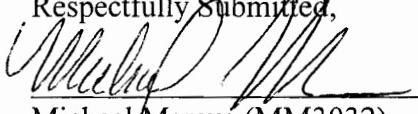
NEIL MINTZ, :
Plaintiff, : CIVIL ACTION NO. 05 Civ. 5261
- against- :
EMCOR GROUP, INC. and GOTHAM :
AIR CONDITIONING SERVICE, INC :
Defendant. :
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**STIPULATION OF DISMISSAL WITH
PREJUDICE**

Plaintiff Neil Mintz and Defendants EMCOR Group, Inc. and Gotham Air Conditioning Service, Inc., by their respective attorneys, hereby stipulate that the above-captioned case be dismissed with prejudice, each party to bear its own costs and attorneys fees.

Dated: June 6, 2005

Respectfully Submitted,


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SO ORDERED:
KM
RICHARD M. BERMAN U.S.D.J.
6/20/05

Counsel for Defendants Gotham Air Conditioning Service, Inc. and EMCOR Group, Inc.